



Canada Border
Services Agency

Agence des services
frontaliers du Canada

Trade Program Appeals Unit
Appeals Division-Toronto Unit
1 Front Street W, 3rd Floor
Toronto, ON
M5J 2X5

PROTECTED

Date: March 19, 2015
File: APP '

Dear

Subject: Notice of Detention –

PIU File#: 3730-2/64T-

This letter relates to your request received on January 19, 2015, asking the Recourse Division to review the decision of the Canada Border Services Agency (CBSA) that prohibited the importation of the one (1) Stun Baton Flashlight into Canada.

To consider your request, I have reviewed the relevant legislation, your arguments and/or the information you provided, and I examined the stun baton flashlight (good in issue). Based on this review, I have concluded that it is admissible for importation into Canada.

The good in issue is a Barbarian 9,000,000 stun baton flashlight. It has the Street Wise Security products trademark and is marked "Streetwise Barbarian 9,000,000 SWBAR9R." It include features such as a slide On/Off switch, pocket/belt clip, and three (3) contact strobes with LED flashlight on the top part and a charging port and handle cord at the end of the baton. It includes a charging electrical cord. The total length of this stun baton measures 487-490mm.

Section 6 of Part 3 of the *Regulations Prescribing Certain Firearms and other Weapons, Components and Parts of Weapons, Accessories, Cartridge Magazines, Ammunition and Projectiles as Prohibited or Restricted* (SOR/98-462) read as follows:

6. Any device that is designed to be capable of injuring, immobilizing or incapacitating a person or an animal by discharging an electrical charge produced by means of the amplification or accumulation of the electrical current generated by a battery, where the device is designed or altered so that the electrical charge may be discharged when the device is of a length of less than 480 mm, and any similar device.

Canada

The Barbarian 9,000,000 stun baton flashlight is more than 480 mm. in length and thus, it does not meet the provisions of section 6 of the *Regulations* (SOR-/98-462). It is admissible for importation into Canada and is classified in 9304.00.90.90 as Other arms, Other, in accordance with GIR 1.

I will forward the good in issue to the following CBSA office for collection of any applicable duties and taxes, and for subsequent release:

CBSA International Mail Processing Center
Gateway-WLPP, 4567 Dixie Road
Mississauga, Ontario
L4W 1S2

This letter represents a decision of the President of the CBSA made under section 60 of the *Customs Act*. You may appeal this decision to the Canadian International Trade Tribunal (CITT), under section 67 of the *Act*, by filing a written notice with both the CITT and the President of the CBSA within **90 days** from the date of this letter. (In exceptional circumstances, the CITT may extend the time limit for filing an appeal up to an additional year under section 67.1 of the *Act*.) You may obtain further information about the CITT process on their website at www.citt.gc.ca, or by contacting the Secretary of the CITT at (613) 990-2452.

I trust this letter satisfactorily explains the President's decision in this matter. If you have any further questions, please contact me at 416-973-8168.

Yours truly,

Rose Tan
Toronto Appeals Unit
GTA Region, Toronto Office
For the President of the Canada Border Services Agency

cc: CBSA-ASFC_GTAR PIUg gtar-piu@cbsa-asfc.gc.ca

211-MC-10

INSTRUCTIONS + MANUFACT'S
Packaging clearly indicate
that this is intended
for use against humans
importer says it's for bears

Terry

Indra, This situation is
technically legal (it's over 400)
however, Jeremy said to send it
to him + have the importer go
thru the appeal process.

Prohibited Importations Control Sheet

Prohibited Importations Officer Badge #: 19858
Date of Determination: January 2, 2015
Date of Release (Admissible Goods):

Port of Entry: INTERNATIONAL MAIL - 491
Port Reference #:
PIU #: 3730-2/641

Importer Information

Address

Exporter Information

Unavailable

Address

0
Germany

Prohibited Goods

1 x Stun Gun Baton

Admissible Goods

Disposition of Prohibited Goods

☐ Date of Destruction: _____
☐ Date Goods Exported: _____
☒ Date Appeal Received: Jan. 20, 2015 #19858

Transfer To Recourse

I have examined the package(s) in question and have verified that the contents, as detailed above (Prohibited Goods), are intact and accurate in quantity and description.

24 #19858
Prohibited Importations Officer

Date of Transfer: Feb. 10/15

Ktr
Regional Recourse Officer



Canada Border
Services Agency

Agence des services
frontaliers du Canada

Memorandum To File

File #: RCMS #: 15-0035 TRS Decision #:

Date: March 19, 2015

K14D Request No.
and Filing Date: January 19, 2015

Previous Adjustment No.
And Date of Decision: January 5, 2015 PIU File#: 3730-2/64T-

Importer:

Exporter: c/o Deutsche Post AG
Schiltzer Str 50
36272 Nierderaula
0005115663 Germany

Representative: N/A

Product (1) Barbarian 9,000,000 Stun Baton – Total length 487-490 mm.

Legislative Provision at Issue: Section 60(1) of the *Customs Act*, Subsection 84.1 of the *Criminal Code*, Subsection 136.1, and Tariff 9898.00.00 of the *Customs Tariff*

Issue under Dispute: Whether the good(s) in issue is/are considered prohibited device(s)/weapon(s) as defined in subsection 84(1) of the *Criminal Code*.

Importer's Position: The importer stated that he:

- Respects the law and a licensed firearms owner and not a criminal.
- Researched a stun baton before purchasing the product and found that it is legal to own a stun baton if the device is at least 480 mm. long and not to be carried by human defense.
- Indicated that he purchased the device to scare-off animals. He lived in a wooded land area where bears, cougars, large aggressive dogs are present. His family likes to be outside and this device will be kept on the property for peace of mind.

Previous Decision: The good(s) in issue is/are considered “prohibited weapon(s) and/or device(s) as defined in the “Interpretation”, section 84(1) of the *Criminal Code* and is/are classified as

Canada

prohibited importation under the provisions of section 136(1) and tariff item 9898.00.00 of the *Customs Tariff*.

Case Background: The appeal was received within the 90-day time limit.

Processing Considerations:

January 20, 2015 – I sent the Meaningful Contact letter to the importer.

February 10, 2015 – The good in issue was examined and is currently stored in the Appeals secured location at the Queens Warehouse.

Synopsis of Courts' Decisions: N/A

Analysis:

The good in issue is a Barbarian 9,000,000 stun baton flashlight. It has the Street Wise Security products trademark and is marked "Streetwise Barbarian 9,000,000 SWBAR9R." It include features such as a slide On/Off switch, pocket/belt clip, and three (3) contact strobes with LED flashlight on the top part and a charging port and handle cord at the end of the baton. It includes a charging electrical cord. The total length of this stun baton measures 487-490mm.¹



The Barbarian 9,000,000 stun baton flashlight is described as a rechargeable self-defense product with powerful light beams that have a temporarily blinding effect and immobilized the attacker with the stun baton or strike with the baton. It is made of military grade aluminum alloy and measures over 19" long. The stun baton incorporates Triple Sun Technology (TST) which allows electrical charge to alternate between three separate points on the top of the stun gun (two sides and the

¹ Refer to TAB 5.1

middle). <http://www.selfdefenseproducts.com/Barbarian-9-000-000-Stun-Baton-Flashlight-p-19114.html>²

Section 136 of the *Customs Tariff* prohibits the importation of goods classified under tariff item 9898.00.00 in the Schedule to the *Tariff*. Tariff item 9898.00.00 includes prohibited weapons.

Section 2 and subsection 84(1) of the Criminal Code defines³...

Weapon

any thing used, designed to be used or intended for use

(a) in causing death or injury to any person, or

(b) for the purpose of threatening or intimidating any person

and, without restricting the generality of the foregoing, includes a firearm;

Prohibited Weapon

(a) a knife that has a blade that opens automatically by gravity or centrifugal force or by hand pressure applied to a button, spring or other device in or attached to the handle of the knife, or

(b) any weapon, other than a firearm, that is prescribed to be a prohibited weapon

Section 4 of the *Regulations Prescribing Certain Firearms and other Weapons, Components and Parts of Weapons, Accessories, Cartridge Magazines, Ammunition and Projectiles as Prohibited or Restricted* (SOR/98-462) reads as follows:⁴

4. The weapons listed in Part 3 of the schedule are prohibited weapons for the purposes of paragraph (b) of the definition "prohibited weapon" in subsection 84(1) of the *Criminal Code*.

Section 6 of Part 3 of the schedule to the *Regulations* read as follows:⁵

6. Any device that is designed to be capable of injuring, immobilizing or incapacitating a person or an animal by discharging an electrical charge produced by means of the amplification or accumulation of the electrical current generated by a battery, where the device is designed or altered so that the electrical charge may be discharged **when the device is of a length of less than 480 mm, and any similar device.**

Though the good in issue is capable of incapacitating or immobilizing a person by discharging an electrical charge, it is not considered a prohibited weapon as the product has a length over 480 mm.

² Refer to TAB 5.2

³ Refer to TAB 5.3

⁴ Refer to TAB 5.4

⁵ Refer to TAB 5.4

For this reason, it is considered admissible for importation into Canada and is classified under 9304.00.90.90⁶ as Other arms, Other, in accordance with GIR 1. (Additional reference: Case Number

TRS Decision Record Remarks:⁸

DAS Remarks- Refer to President's Decision letter⁹

Rose Tan
Appeals Officer
Trade Program Appeals Division- Toronto Unit
1 Front Street West, 3rd Floor
Toronto, Ontario M5J 2X5
Tel: (416) 973-8168
Fax: (416) 954-6740

Peter Wolanski
Manager
Trade Program Appeals Division- Toronto Unit
1 Front Street West, 3rd Floor
Toronto, Ontario M5J 2X5
Tel: (416) 973-1780
Fax: (416) 954-6740

Approval Date

CC: CBSA-ASFC_GTAR PIUg gtar-piu@cbsa-asfc.gc.ca
Manager: Tara Goncalves

⁶ Refer to TAB 5.5

⁷ Refer to TAB 5.6

⁸ Refer to TAB 2.1

⁹ Refer to TAB 2

Canada Border Services Agency
Trade Program Appeals - Toronto Unit
Appeals Division

1 Front street West, 3rd floor
Toronto, Ontario

Canada Border Services Agency
Agence des services
frontaliers du Canada

JAN 19 2015

Received
Recourse, Toronto Centre

CANADA BORDER SERVICES AGENCY
Agence des services
Frontaliers du Canada

JAN 19 2015

Received
TORONTO CENTER
TORONTO

M5J 2X5



To whom it may concern, I am writing this letter of appeal in regards to Detention #

I purchased a ston baton after researching the legal aspect of owning such a device in Canada. I found that if the device was at least 480mm long and not to be carried for human defense, that they were legal to own. I purchased this baton to have on our property to scare-off animals. We live on wooded land where bears and cougars have been seen.

We also get large dogs roaming around, they can get aggressive.

This device was only to be kept on the property for peace of mind. My family likes to be outside, gardening, playing and taking photos of all the birds at the feeder. Please allow me to recieve this device. I respect the law and have no intentions of doing wrong.

Thank you,

Canada Border Services Agency
Agence des services
frontaliers du Canada

JAN 19 2015

Received
Recourse, Toronto Centre



Canada Border
Services Agency

Agence des services
frontaliers du Canada

PROTECTED - B

Prohibited Importations Unit
CBSA International Mail Processing Centre
Gateway-WLPP, 4567 Dixie Road
Mississauga, On
L4W 1S2

January 5, 2015

Dear Sir or Madam:

Re: Port of Entry:
Detention Number:
P.I.U. File Number:
Other Reference Number:

INTERNATIONAL MAIL - 491

You are advised that the imported item(s) listed below is/are considered a "prohibited weapon(s) and/or device(s)" as defined in Section 84 (1) of the Criminal Code and is/are classified as a prohibited importation under the provisions of Section 136(1) of the Customs Tariff and tariff item 9898.00.00 of the Customs Tariff.

1 x Stun Gun Baton

This represents a decision by a Senior Officer Trade Compliance under section 58 of the Customs Act. As the importer of the described good(s), you may exercise any one of the following options:

1. You may **APPEAL** this decision in writing to the following address:

Canada Border Services Agency
Trade Program Appeals - Toronto Unit
Appeals Division
1 Front Street West, 3rd Floor
Toronto, Ontario
M5J 2X5

Your appeal must be filed within **90 days** of the date of this letter to an Appeals Officer in accordance with subsection 60(1) of the Customs Act. The President of the CBSA may, in exceptional circumstances, extend this time limit up to one additional year pursuant to Section 60.1 of the Customs Act.

Please ensure to provide a copy of this decision (this letter) along with your appeal request.

2. You may **ABANDON** the item(s) to the Crown, forfeiting your right to appeal, in which case the item(s) will be destroyed 90 days after the date of this letter.

3. You may **EXPORT** the properly reported goods. Please see attached copy of Export of Prohibited Goods Procedures for details on this process.

Most carriers will not transport prohibited goods. It is the importer's (your) responsibility to find a Customs Bonded Carrier willing to transport them. Before exporting any of these items, individuals and companies should check with customs officials in the country to which the goods are being exported to verify if these goods are admissible in that country. Applications for export permits are available from any customs office or from the Department of Foreign Affairs and International Trade, Export and Import Controls Bureau.



Canada Border
Services Agency

Agence des services
frontaliers du Canada

Trade Program Appeals-Toronto Unit
Appeals Division
1 Front Street West, 3rd Floor
Toronto, Ontario
M5J 2X5

January 20, 2015

Reference File No: '

PROTECTED

Dear]

Subject: Dispute concerning PIU File #: 3730-2/64T- Port Reference #: '

This is to inform you that, on January 19, 2015, the Canada Border Services Agency (CBSA) received your dispute notice about the tariff classification of 1 Stun Gun baton.

The CBSA records indicate that the detention notice classifying this article as prohibited good of tariff item 9898.00.00 was issued on January 5, 2015. Tariff item 9898.00.00 includes firearms, prohibited and restricted weapons, and prohibited devices and ammunition, all of which are defined in the Criminal Code.

Our file reference number is ' Please quote this reference number in any future communication concerning this matter.

The Appeals Division has a mandate to perform a full and impartial review of disputes on tariff classification. First, I will ensure that I have the legislative authority to deal with your dispute under section 60 of the *Customs Act*. If so, I will consider the position that you have taken in this dispute and the reasons for the decision under review. I may contact you or others for additional information and will advise you if there are unexpected delays in the processing of your dispute. Once I have completed the research, I will send you a letter with my decision and reasons.

If you wish to provide further information that is relevant to the legislation I must consider, please send it to me **within 20 days** of the date of this letter. To understand what may be relevant, you may read the definitions in section 2 and 84 of the *Criminal Code*, which is available on the Department of Justice Internet site at

Canada

<http://laws.justice.gc.ca/en/showtdm/cs/C-46>. You may also consider information in the following publications, which are available on the CBSA Internet site at <http://www.cbsa-asfc.gc.ca/publications/menu-eng.html>:

- Customs Memorandum D19-13-2, *Imported and Exported Firearms, Weapons, and Devices*
- *Customs Tariff, Criminal Code, Firearms Act, and Export and Import Permits Act*;
- Customs Memorandum D11-6-7, *Importers' Dispute Resolution Process...*

The following are examples of factors that are not relevant to the definitions in the *Criminal Code*:

- The article was sent as a gift;
- The article was purchased solely for collection or decorative purposes;
- The owner or purchaser plans to use the article only to practice a martial art or sport;
- The article will be used in a safe and controlled environment;
- The owner or purchaser believes that similar goods are (or have been) sold in Canada; or
- The owner or purchaser has, or knows of others who have, imported similar goods previously.

Please note that if I determine that the goods are prohibited weapons or devices (including firearms) and no further appeal is outstanding, sections 102 and 142 of the *Customs Act*, sections 35, 37 and 40 of the *Firearms Act*, and/or their respective regulations, entitle the CBSA to consider such goods as forfeit to the Crown and to dispose of them. As some prohibited goods may be eligible for export at the owner's expense, I will send you some information about this with my decision letter.

Should you have any questions or comments related to this letter or your dispute, please feel free to contact me by fax at 416-954-6740 or by phone at 416-973-8168.

Yours truly,

Rose Tan
Appeals Officer



Canada Border
Services Agency Agence des services
frontaliers du Canada

PROTECTED - B

Prohibited Importations Unit
CBSA International Mail Processing Centre
Gateway-WLPP, 4567 Dixie Road
Mississauga, On
L4W 1S2

January 5, 2015

Dear Sir or Madam:

Re: Port of Entry:
Detention Number:
P.I.U. File Number:
Other Reference Number:

INTERNATIONAL MAIL - 491

You are advised that the imported item(s) listed below is/are considered a "prohibited weapon(s) and/or device(s)" as defined in Section 84 (1) of the Criminal Code and is/are classified as a prohibited importation under the provisions of Section 136(1) of the Customs Tariff and tariff item 9898.00.00 of the Customs Tariff.

1 x Stun Gun Baton

This represents a decision by a Senior Officer Trade Compliance under section 58 of the Customs Act. As the Importer of the described good(s), you may exercise any one of the following options:

1. You may **APPEAL** this decision **in writing** to the following address:

Canada Border Services Agency
Trade Program Appeals - Toronto Unit
Appeals Division
1 Front Street West, 3rd Floor
Toronto, Ontario
M5J 2X5

Your appeal must be filed within 90 days of the date of this letter to an Appeals Officer in accordance with subsection 60(1) of the Customs Act. The President of the CBSA may, in exceptional circumstances, extend this time limit up to one additional year pursuant to Section 60.1 of the Customs Act.

Please ensure to provide a copy of this decision (this letter) along with your appeal request.

2. You may **ABANDON** the item(s) to the Crown, forfeiting your right to appeal, in which case the item(s) will be destroyed 90 days after the date of this letter.

3. You may **EXPORT** the properly reported goods. Please see attached copy of Export of Prohibited Goods Procedures for details on this process.

Most carriers will not transport prohibited goods. It is the importer's (your) responsibility to find a Customs Bonded Carrier willing to transport them. Before exporting any of these items, individuals and companies should check with customs officials in the country to which the goods are being exported to verify if these goods are admissible in that country. Applications for export permits are available from any customs office or from the Department of Foreign Affairs and International Trade, Export and Import Controls Bureau.

The following are examples of factors that are not relevant to the definitions in the *Criminal Code*:

- The article was sent as a gift;

- 004 -

- The article was purchased solely for collection or decorative purposes;
- The owner or purchaser plans to use the article only to practice a martial art or sport;
- The article will be used in a safe and controlled environment;
- The owner or purchaser believes that similar goods are (or have been) sold in Canada; or
- The owner or purchaser has, or knows of others who have, imported similar goods previously.

Please note that any item(s) that are considered admissible will be forwarded to the Initial Port of Entry for subsequent return to your attention.

Yours truly,

Officer Badge #: 19858
Senior Officer Trade Compliance
Prohibited Importations Unit
Telephone: 905-625-7615
Facsimile: 905-625-7636

Canada

-009-



Canada Border Services Agency
Agence des services frontaliers du Canada

NOTICE OF DETENTION

AVIS DE RETENUE

Exporter/Importer - Exportateur/Importateur

Detention No. - N° de détention		
Other reference No. - Autre n° de référence		
CBSA office - Bureau de l'ASFC IMPC		
Date	Y-A	M D-J
	2014	12 19

Part A - Partie A

The goods described below are detained under Section 101 of the Customs Act. You are advised that these goods may not be exported from or imported into Canada until a CBSA officer is satisfied that these goods comply with the Customs Act and any other Act of Parliament that prohibits, controls, or regulates the exportation or importation of goods, and any regulations made thereunder.

Les marchandises décrites ci-dessous sont détenues en conformité à l'article 101 de la Loi sur les douanes. Vous êtes avisé que ces marchandises ne peuvent être exportées du ou importées au Canada sans qu'un agent de l'ASFC soit satisfait que ces marchandises sont en conformité avec la Loi sur les douanes et toute autre loi fédérale prohibant, contrôlant ou réglementant les exportations ou importations, ainsi qu'à leurs règlements d'application.

Description of goods (specify details and attach documents if available) - Désignation des marchandises (spécifiez les détails et attachez les documents disponibles)

1 - Stun Gun Baton - **PROHIBITED**

Declared as Hardware

Shipper's reference No. - N° de référence de l'expéditeur

Location of goods - Localisation des marchandises

The goods described above are being detained for the following reasons: - Les marchandises décrites ci-haut sont détenues pour les raisons suivantes:

TO DETERMINE ADMISSIBILITY

You are required to contact the following address concerning the requirements that have to be met. - Vous devez communiquer à l'adresse suivante concernant les exigences requises.

C.V.S. PROHIBITED IMPORTATIONS UNIT
CBSA MAIL PACKAGE GATEWAY
4567 DIXIE ROAD
MISSISSAUGA, ONTARIO
L4W 1T0
(905) 625-7615

CBSA office (nom et adresse) - Bureau de l'ASFC (nom et adresse)
CUSTOMS INT'L PROCESSING CENTRE
4567 DIXIE ROAD, MISSISSAUGA, ONT
L4W 1S2

Badge No. - N° d'insigne

17181

Signature of issuing officer - Signature de l'agent

Part B - Partie B

I acknowledge receipt of this notice - J'accuse réception de cet avis

Signature

Date

Part C - Partie C

Disposition of the goods - Dispositions prises à l'égard des marchandises

1x Stun Baton PROHIBITED As Per SS-89(1) OF C.C., SS-136(1) OF C.F.,
TI-9878.00.00, D(9-13-2 (Para-3a))

Document No. - N° du document

Date

JAN. 2, 2015

K26 (10)

Printed in Canada - Imprimé au Canada

Canada

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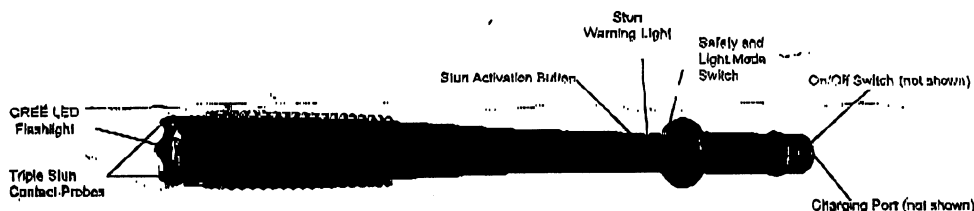
Features:

- **Powerful Stun Baton:** Just test firing this unit into the air is often enough to stop an attacker. As the bright electric current pulsates across the top of the unit, it creates an intimidating electrical sound. An attacker with any sense will be stopped in his tracks. If the sight and sound doesn't stop him, a jolt from this unit certainly will.
- **Military Grade Aluminum Alloy:** The shock proof exterior not only protects the unit from damage but can also be used to strike your assailant.
- **Triple Stun Technology:** The SWBAR9R incorporates Triple Stun Technology (TST) which allows the electrical charge to alternate between three separate points on the top of the stun gun (two sides and the middle). This loud and bright electrical burst illuminates the entire top of the stun gun. Just the sight and sound of this intimidating electrical charge is often enough to stop an attacker, and if not, a jolt from this unit certainly will!
- **Long Reach:** At over 19" long, this is one of our longest stun batons. It allows you to defend yourself while keeping you at a safe distance from your attacker.

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SWBAR9R Instruction Manual



Recharging

1. The rechargeable batteries are already installed. The unit cannot be opened, as this will void the warranty.
2. We recommend charging the unit before it is used. Simply plug the charging cord into the bottom of the unit and into a standard outlet. A red light will come on while the unit is charging. **IMPORTANT:** Do not charge for more than 8 hours at a time. Overcharging can damage the unit and void the warranty. Under normal use the unit will need to be recharged for 8 hours every 80 days. If the LED flashlight is used frequently or if the electrical system becomes noticeably weaker, the unit will need to be recharged.

Using the Flashlight (This unit features three light modes: full strength, half strength, and strobe)

1. Slide the on/off switch on the bottom of the unit to the "ON" position.
2. Slide the Safety and Light Mode Switch to the middle position to turn on the light.
3. To change the light mode move the switch from the middle to the top or bottom position then back to the middle position.

Using the Stun Gun (WARNING: Do not use the stun gun for more than 1 second as this will damage the unit and void the warranty.)

1. Slide the on/off switch on the bottom of the unit to the "ON" position.
2. Slide the Safety and Light Mode Switch to the top position (a red stun warning light will come on to indicate the unit is ready to fire). Note: the stun feature will not work when the flashlight is on.
3. Press the Stun Activation Button to test fire the unit. Do not hold the button down for more than 1 second. You will see and hear a charge line across the top of the unit between the contact probes. Important: slide the on/off switch to "OFF" when you no longer want the unit to fire.

Using the Stun Gun in Self Defense

1. With the on/off switch in the "on" position and the safety switch in the top position, touch your assailant's body with the contact probes and press the Stun Activation Button.
2. Touching anywhere on the assailant's body will have an effect. However, the maximum effect is achieved in the areas shown to the right:
3. When touching the assailant's body, you will not see or hear the electrical charge as you do when the unit is test fired. You can hold the Stun Activation Button down for more than 1 second, as this will not damage the unit, as it will when being test fired.
4. You do not have to be concerned about the effects of the charge being transferred to you. Even if the assailant touches you while being stunned, you will not feel the effects of the charge.



Effects of the Unit on an Assailant

1. Touching an assailant for less than 1 second will cause minor muscle contractions and have a repelling effect.
2. Touching an assailant for 1 to 2 seconds will cause muscle spasms and a dazed mental state.
3. Touching an assailant for 3 to 6 seconds will cause loss of balance and muscle control, total mental confusion, and disorientation. All effects to the assailant are temporary; the stun battery can cause no permanent harm. (NOTE: This device should not be used for longer than 5 seconds.)

WARRANTY: Streetwise Security Products extends a lifetime warranty to the SWBAR9R for the product against defects in materials or workmanship, with the following exceptions:

The warranty does not cover damage resulting from accident, misuse or abuse, lack of reasonable care, moisture, the affixing of any attachment not provided with the product, loss of parts, or recharging the unit in any manner not in accordance with the included instructions.

The warranty will be voided if the unit has been opened or tampered with in any way (unless by an authorized dealer) or if any unauthorized replacement parts have been used.

NOTICE: Purchaser must check and abide by all local laws governing the possession and use of stun batons. In addition, the stun baton must only be used in a lawful manner for self-defense. NOTE: Not to be used on children, persons with heart disease, or any vital part of the human body. Not to be stored or used in environments where it is damp or humid or where there are extremely hot or cold temperatures. Do not use on metal objects.

Conditions of Sale: Purchase of this product is an agreement by the purchaser/user to hold all sellers and manufacturers harmless of all liabilities and damages.

To Obtain Service: Contact the Authorized Dealer from whom you purchased this unit for a Return Merchandise Authorization. The return unit must be sent postage prepaid. Damage or loss occurring during shipment is not covered by this warranty.

- 007 -

Current Status

Status	Decision	Status Date	Location
Detained	Prohibited	2-Jan-15	PIU

Days Until Destruction

116

Referral Information

K26 Number	Referred From	K26 Date	Other Reference Number	# Weapons Received	Record #
C015226	491(Postal)	19-Dec-14		1	5170

Determination

PIU Number	Officer ID	Region	Unit	
	JCA123	GTA	SP04	
Date Received	Decision Date	Sec. 58 Letter Date	# Weapons Prohibited	# Weapons Admissible
19-Dec-14	2-Jan-15	6-Jan-15	1	0

Importer

Name
Address
City, Province
Postal Code
of Previous Cases 0
Importation Type Personal

Exporter

Name Unavailable
City, State 0
Country Germany

Declared As

Hardware

Shipment Details

	Weapon Type	HS Code on Entry	Description	Number
1st Prohibited Item	Stun Guns/Tasers	N/A	1 x Stun Gun Baton	1
2nd Prohibited Item				
3rd Prohibited Item				
4th Prohibited Item				
1st Admissible Item			3rd Admissible Item	
2nd Admissible Item			4th Admissible Item	

Comments

Manufacturer's packaging and instruction manual clearly indicate that this device is intended for use against humans.

CBSA PIU

01/20/2015 01:19 9056257636

c/o Deutsche Post AG, Schiller Str 50, 36272 Niederaula
0005115653

PRIORITAIRE	
En cas de non remise prima de retourner à	Deutsche Post
Postfach 1020	Post Pack
36249 Niederaula	00544 Frankfurt
ALLEMAGNE	Allemagne
	Brat / Leton
	Lithuan / Prioritaire

R12



DHLGM #: 2040421259955054

FRA	7612	X
-CA	LAX	N - 05

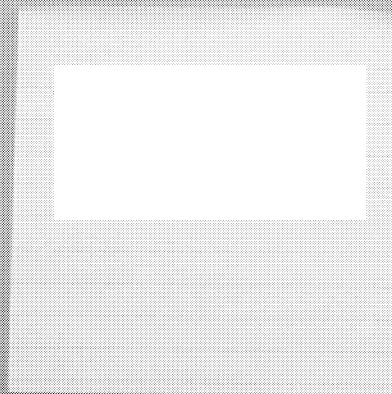
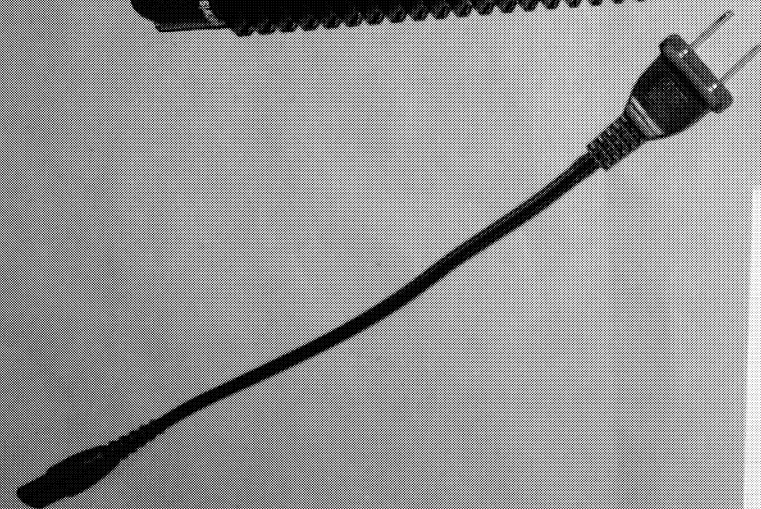
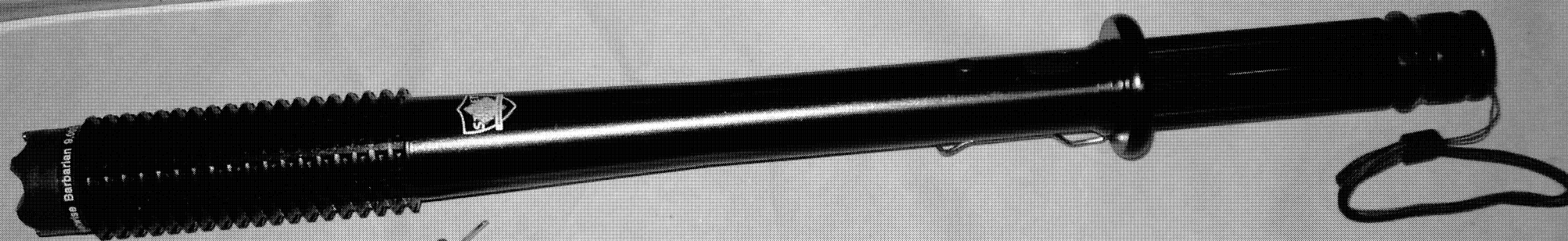
RX 52 266 016 2DE

R



Recommandé

-003-



EXAMINATION DATE: Feb. 10/15

Examination Record

PIU File # 3730-2/64T.

CASE#:

Importer: _____

Description: (1) Stun Baton flashlight
- total length 487-490 mm.
- markings: "Street Wise Security Products"
with ~~red~~ logo - and
"Streetwise Barbarians 9,000,000
SW BAR9R"
- 3 contact ^{prongs} w/ flashlight at the front
and a charging port and handle
cord at the end of the baton
- pocket belt clip
- includes an electrical power cord

CBSA Today | ASFC Aujourd'hui

February 5, 2015 | Le 05 février 2015

TABLE OF CONTENTS | TABLE DES MATIÈRES

SIGNIFICANT SEIZURES | SAISIES IMPORTANTES

INLAND ENFORCEMENT OPERATIONS | OPÉRATIONS DE L'EXÉCUTION DE LA LOI DANS LES BUREAUX INTÉRIEURS

PORT-OF-ENTRY | AU POINT D'ENTRÉE

COMMERCIAL & TRADE OPERATIONS | OPÉRATIONS COMMERCIALES ET LIÉES AUX ÉCHANGES COMMERCIAUX

INFRASTRUCTURE AND FACILITIES | INFRASTRUCTURE ET INSTALLATIONS

INFORMATION TECHNOLOGY | TECHNOLOGIE DE L'INFORMATION

COMMUNICATIONS SNAPSHOT | APERÇU DES ACTIVITÉS DE COMMUNICATION

DUTY EXECUTIVES | CADRES SUPÉRIEURS

[Back/Retour](#)

SIGNIFICANT SEIZURES | SAISIES IMPORTANTES

Vancouver International Mail Centre; Pacific Region; Stun Guns Seizure

On 2015, a suspicious package was intercepted. The package originated from a business in and was going to a male individual in the parcel was declared as "Bright LED Flashlight – Urban Warfare." Upon x-ray and verification of the parcel contents, 10 "powerful flashlight" stun guns were found and seized with no terms of release.



Toronto-Pearson International Airport, Air Cargo; GTA Region; Alcohol Seizure

On 2015, BSOs attended Transcargo warehouse to examine a shipment. The officers located three different kinds of bottles with labels that indicated that the contents in the bottles were alcohol. No alcohol was declared in the entry presented by the client. Samples were taken from each bottle and sent to the lab for testing and determination. On 2015 results from the lab advised

Welsh, Cassandra

From: CBSA-ASFC_Border Operations Centre-Centre des Opérations Frontalières
Sent: July 18, 2016 02:19 PM
To: Bobyak, Amber
Subject: RE: SEN Edmonton Commercial OPS 2016-07-18 11:30 MDT Off

Perfect, thanks!
If none are available, that's ok!

Christina

From: Bobyak, Amber
Sent: July 18, 2016 2:17 PM
To: CBSA-ASFC_Border Operations Centre-Centre des Opérations Frontalières
Subject: RE: SEN Edmonton Commercial OPS 2016-07-18 11:30 MDT Off

Hi Christina,

I don't have any pictures at the moment. I will speak with the officers involved and see if they have any at this point.

Thanks,

Amber Bobyak

Acting Superintendent
Canada Border Services Agency / Government of Canada
Central Alberta District / Edmonton International Airport
amber.bobyak@cbsa-asfc.gc.ca / Tel: 780-890-4301 / TTY: 1-866-335-3237

Surintendant Intérimaire
Agence des services frontaliers du Canada / Gouvernement du Canada
Zone Centrale d'Alberta / l'Aéroport International d'Edmonton
amber.bobyak@cbsa-asfc.gc.ca / Tel: 780-890-4301 / ATS: 1-866-335-3237

From: CBSA-ASFC_Border Operations Centre-Centre des Opérations Frontalières
Sent: July 18, 2016 12:13 PM
To: Bobyak, Amber
Subject: RE: SEN Edmonton Commercial OPS 2016-07-18 11:30 MDT Off

Hi Amber,
Thanks for the report.
Do you have photos by chance? I'm including this in our CBSA Today report for tomorrow.

Thanks!

Christina Spanos
On behalf of / de la part de

Border Operations Centre, Operations Branch

Canada Border Services Agency / Government of Canada
boc-cof@cbsa-asfc.gc.ca / Tel: 613-960-6001 / TTY: 866-335-3237

Centre des Opérations Frontalières, Direction générale des opérations
Agence des services frontaliers du Canada / Gouvernement du Canada
boc-cof@cbsa-asfc.gc.ca / Tél: 613-960-6002 / ATS: 866-335-3237

From: Bobyak, Amber

Sent: July 18, 2016 1:42 PM

To: CBSA-ASFC_Border Operations Centre-Centre des Opérations Frontalières; ROC-COR Prairies, Regional Operations Centre-Centre d'operations regionales; Scoville, Kim; Patten, Brent; Grant, Maryon; Wozny, Brad; PRA-CBSA-Region, Communications; Patel, Nina; Hewson, Kevin; Shoobert, Mike; Bremault, Yvonne; Laurencelle-Peace, Lisa; Woods, Dorothy; Skappak, Mike; Axten, Bill; Klatt, Andrew; Clark, Jim; PRA-CBSA-Region, SECMGR; Hawkins, Keren; Desjarlais, Chuck; Johnston, Jag; CBSA-ASFC_PRA_EIOD-OSU; PRA-PRA_RDG-DRG_ExcManager; Bowker, Chris; Andres, Philip; James, Pamela; Ethier, Chantal; Bostrom, Michelle; Rogers, Jamie; Allard, Stefanie; Vrooman, Jennifer; Knox, Ginger; Taylor, Michael; Vendsel, Shari; Monchka, Rina; Senkow, Cheryl; Batchelor, Blaine

Cc: Bobyak, Amber; PRA-Dist_CBSA-ASFC_CAD_Management_Team

Subject: SEN Edmonton Commercial OPS 2016-07-18 11:30 MDT Off

Significant Event Notification

Sender: Amber.Bobyak
Sender's Title: A/Superintendent
Contact #: 780-890-4307

Area Affected: Central Alberta
Port/Office: Edmonton Commercial OPS

Date of event: 2016-07-18
Time of event: 11:30 MDT

Event Reported to BOC via Telephone?: No
BOC Officer:

Incident Event Type:

Significant seizure

Item seized: Stunguns
Quantity: 12
Value: To be determined
Contact person: Amber Bobyak

Description: Examination of a shipment off the consist list at DHL resulted in a BSF of 12 various flashlight/stun gun devices:

5 of the HY-X8 CREE Aluminium Alloy Multipurpose Flashlights
3 of the KL-805 Type High-Power Stun guns
2 of the 800 Type Self-Defensive Flashlights
2 of the 1102 Type Multifunction Super Glare Flashlights

Declared as flashlights coming from Hong Kong weighing 3kg and destined to Devon, AB. Devices were held on BSF241# as prohibited devices and referred to Investigations.

Next Steps: Referred to investigations. Will update as required.

Amber Bobyak

Acting Superintendent
Canada Border Services Agency / Government of Canada
Central Alberta District / Edmonton International Airport
amber.bobyak@cbsa-asfc.gc.ca / Tel: 780-890-4301 / TTY: 1-866-335-3237

Surintendant Intérimaire
Agence des services frontaliers du Canada / Gouvernement du Canada
Zone Centrale d'Alberta / l'Aéroport International d'Edmonton
amber.bobyak@cbsa-asfc.gc.ca / Tel: 780-890-4301 / ATS: 1-866-335-3237

Welsh, Cassandra

From: MaryTeresa.Glynn@international.gc.ca
Sent: June 7, 2015 02:28 PM
To: CBSA-ASFC_Border Operations Centre-Centre des Opérations Frontalières
Subject: Re: Request for lookout

Merci

----- Original Message -----

From: CBSA-ASFC_Border Operations Centre-Centre des Opérations Frontalières [mailto:BOC-COF@cbsa-asfc.gc.ca]
Sent: Sunday, June 07, 2015 02:26 PM
To: Glynn, Mary Teresa -MIAMI -BF
Cc: CBSA-ASFC_Border Operations Centre-Centre des Opérations Frontalières <BOC-COF@cbsa-asfc.gc.ca>
Subject: RE: Request for lookout

Allison Grenier
Senior Program Officer, Operations Branch
Canada Border Services Agency / Government of Canada
Allison.Grenier@cbsa-asfc.gc.ca / Tel: 613-960-6001

Agent principal de programme, Directions générale des opérations
Agence des services frontaliers du Canada/ Gouvernement du Canada
Allison.Grenier@cbsa-asfc.gc.ca/ Tél: 613-960-6001

-----Original Message-----

From: MaryTeresa.Glynn@international.gc.ca [mailto:MaryTeresa.Glynn@international.gc.ca]
Sent: June 7, 2015 2:23 PM
To: CBSA-ASFC_Border Operations Centre-Centre des Opérations Frontalières
Subject: Re: Request for lookout

Yes. I am here now. I

----- Original Message -----

From: CBSA-ASFC_Border Operations Centre-Centre des Opérations Frontalières [mailto:BOC-COF@cbsa-asfc.gc.ca]
Sent: Sunday, June 07, 2015 02:21 PM
To: Glynn, Mary Teresa -MIAMI -BF
Subject: RE: Request for lookout

Thank you, I had already received it from ICES check.

Just want to add as much information in the lookout.
Thanks,
Allison

Allison Grenier
Senior Program Officer, Operations Branch

Canada Border Services Agency / Government of Canada
Allison.Grenier@cbsa-asfc.gc.ca / Tel: 613-960-6001

Agent principal de programme, Directions générale des opérations
Agence des services frontaliers du Canada/ Gouvernement du Canada
Allison.Grenier@cbsa-asfc.gc.ca/ Tél: 613-960-6001

-----Original Message-----

From: MaryTeresa.Glynn@international.gc.ca [mailto:MaryTeresa.Glynn@international.gc.ca]
Sent: June 7, 2015 2:17 PM
To: CBSA-ASFC_Border Operations Centre-Centre des Opérations Frontalières
Subject: Re: Request for lookout

----- Original Message -----

From: CBSA-ASFC_Border Operations Centre-Centre des Opérations Frontalières [mailto:BOC-COF@cbsa-asfc.gc.ca]
Sent: Sunday, June 07, 2015 02:15 PM
To: Glynn, Mary Teresa -MIAMI -BF
Subject: RE: Request for lookout

Do you have a document number? I saw one from ICES that I can use.

Allison Grenier
Senior Program Officer, Operations Branch
Canada Border Services Agency / Government of Canada
Allison.Grenier@cbsa-asfc.gc.ca / Tel: 613-960-6001

Agent principal de programme, Directions générale des opérations
Agence des services frontaliers du Canada/ Gouvernement du Canada
Allison.Grenier@cbsa-asfc.gc.ca/ Tél: 613-960-6001

-----Original Message-----

From: MaryTeresa.Glynn@international.gc.ca [mailto:MaryTeresa.Glynn@international.gc.ca]
Sent: June 7, 2015 2:03 PM
To: CBSA-ASFC_Border Operations Centre-Centre des Opérations Frontalières
Cc: CBSA-ASFC_Intell_Lookout_Req-Rens_Demande_Avis
Subject: Re: Request for lookout

Request for lookout in ICES

----- Original Message -----

From: Glynn, Mary Teresa -MIAMI -BF
Sent: Sunday, June 07, 2015 01:39 PM
To: 'BOC-COF@cbsa-asfc.gc.ca' <BOC-COF@cbsa-asfc.gc.ca>
Subject: Re: Request for ICES check

That is him.

----- Original Message -----

From: CBSA-ASFC_Border Operations Centre-Centre des Opérations Frontalières [mailto:BOC-COF@cbsa-asfc.gc.ca]
Sent: Sunday, June 07, 2015 01:36 PM
To: Glynn, Mary Teresa -MIAMI -BF
Cc: CBSA-ASFC_Border Operations Centre-Centre des Opérations Frontalières <BOC-COF@cbsa-asfc.gc.ca>
Subject: RE: Request for ICES check

Hi Mary Teresa,

There is a possible hit in ICES in relations to a parcel being seized to have stun guns and self-defence flashlight. The package was going to a

Thanks,
Allison

Allison Grenier
Senior Program Officer, Operations Branch
Canada Border Services Agency / Government of Canada
Allison.Grenier@cbsa-asfc.gc.ca / Tel: 613-960-6001

Agent principal de programme, Directions générale des opérations
Agence des services frontaliers du Canada/ Gouvernement du Canada
Allison.Grenier@cbsa-asfc.gc.ca/ Tél: 613-960-6001

-----Original Message-----

From: MaryTeresa.Glynn@international.gc.ca [mailto:MaryTeresa.Glynn@international.gc.ca]
Sent: June 7, 2015 1:25 PM
To: CBSA-ASFC_Border Operations Centre-Centre des Opérations Frontalières
Subject: Request for ICES check

CBSA Today | ASFC Aujourd'hui

July 8, 2015 | Le 8 juillet 2015

TABLE OF CONTENTS | TABLE DES MATIÈRES

SIGNIFICANT SEIZURES | SAISIES IMPORTANTES

CRIMINAL INVESTIGATIONS OPERATIONS | OPÉRATIONS DES ENQUÊTES CRIMINELLES

INLAND ENFORCEMENT OPERATIONS | OPÉRATIONS DE L'EXÉCUTION DE LA LOI DANS LES BUREAUX INTÉRIEURS

CASE UPDATES | MISE À JOUR DES CAS

PORT-OF-ENTRY | AU POINT D'ENTRÉE

INFRASTRUCTURE AND FACILITIES | INFRASTRUCTURE ET INSTALLATIONS

INFORMATION TECHNOLOGY | TECHNOLOGIE DE L'INFORMATION

COMMUNICATIONS SNAPSHOT | APERÇU DES ACTIVITÉS DE COMMUNICATION

DUTY EXECUTIVES | CADRES SUPÉRIEURS

[Back/Retour](#)

SIGNIFICANT SEIZURES | SAISIES IMPORTANTES

The enforcement actions identified below were recorded in ICES during the reporting period:

Number of seizures	
Value for duty	
Terms of release	
Other	
Smuggling	
Search Only	
Total	

[Back/Retour](#)

CRIMINAL INVESTIGATIONS OPERATIONS | OPÉRATIONS DES ENQUÊTES CRIMINELLES

Enforcement and Intelligence Operations; Prairie Region; Guilty Plea

On July 7, 2015, the media reported that Jason Thomas KRUSE pleaded guilty to a single charge of unauthorized possession of a prohibited weapon, and given one year sentence to be served in the community:

<http://www.edmontonjournal.com/news/edmonton/Edmonton+sentenced+ordering+illegal+stun+guns+from/11195103/story.html>

Background: On November 16-17, 2014, Vancouver Mail Centre intercepted 24 "flashlight" stun guns

Criminal Investigation Division; GTAR; IRPA charges follow eleven month investigation

On July 07, 2015, following an eleven month investigation into the activities of two self-proclaimed employment agents, members of the Canada Border Services Agency's Criminal Investigation Division executed a search warrant at a residence in Mississauga, Ontario. As a result of this investigation, three individuals have been charged with a number of offences under the Immigration and Refugee Protection Act. It is alleged that the accused acted as unauthorized immigration consultants, provided false information to clients, and provided false information to government officials in order to obtain Canadian visas. All three will be in bail court on July 8, 2015.

Welsh, Cassandra

From: SingleReportingTool <no-reply@cra-arc.gc.ca>
Sent: July 18, 2016 02:33 PM
To: Spanos, Christina; CBSA-ASFC_Border Operations Centre-Centre des Opérations Frontalières
Subject: NEW Event Notification
Categories: cxs743

English version *** La version française suit ***

**Additional information for this event is required, please carefully review the content below for further information.

- A significant event affecting **Edmonton International Airport, PRA** has been submitted by **Christina Spanos**. The reference ID assigned to this event is
Please use this reference for all future correspondence regarding this event.
- **Christina Spanos** selected the following Incident Reporting Criteria type(s) to define this event:
 - **CBSA Image** : 'Significant Enforcement'
 - The preliminary details that were provided for this event are as follows: **12 stungun flashlights declared as flashlights. held on bsf241**
 - Details/Updates:
 - ****CXS743 18/07/2016 14:33** Description: Examination of a shipment off the consist list at DHL resulted in a BSF of 12 various flashlight/stun gun devices: 5 of the HY-X8 CREE Aluminium Alloy Multipurpose Flashlights 3 of the KL-805 Type High-Power Stun guns 2 of the 800 Type Self-Defensive Flashlights 2 of the 1102 Type Multifunction Super Glare Flashlights Declared as flashlights coming from Hong Kong weighing 3kg and destined to | Devices were held on BSF241# as prohibited devices and referred to Investigations.**
 - Any updates or developments should be provided by updating the log : or by replying to all recipients of this email.
 - If additional information is at a PROTECTED B level, reply all to this email and encrypt your response.
 - Employees in the Border Operations Centre are available to assist you with any questions regarding the reporting process at: English (613) 960-6001 or French (613) 960-6002

Version française *** The English version precedes ***

**De plus amples informations au sujet de l'événement sont exigées. Veuillez lire attentivement ce qui suit pour des précisions.

- Un événement important touchant **Aéroport international d'Edmonton, PRA** a été signalé par **Christina Spanos**.
Le numéro de référence a été assigné à l'événement.
Veuillez utiliser ce numéro de référence dans toutes vos futures communications concernant l'événement.
- **Christina Spanos** a sélectionné la ou les catégorie(s) d'événements suivante(s) énoncée(s) dans le document sur les critères de signalement des événements pour définir l'événement : (citer les catégories sélectionnées).
 - **Réputation de l'ASFC** : 'Importantes mesures d'exécution'
 - Les informations préliminaires suivantes au sujet de l'événement ont été fournies : **12 stungun flashlights declared as flashlights. held on bsf241**
 - Détails / Mises à jour:

- ****CXS743 18/07/2016 14:33** Description: Examination of a shipment off the consist list at DHL resulted in a BSF of 12 various flashlight/stun gun devices: 5 of the HY-X8 CREE Aluminium Alloy Multipurpose Flashlights 3 of the KL-805 Type High-Power Stun guns 2 of the 800 Type Self-Defensive Flashlights 2 of the 1102 Type Multifunction Super Glare Flashlights Declared as flashlights coming from Hong Kong weighing 3kg and destined to Devices were held on BSF241# as prohibited devices and referred to Investigations.**
- Toutes nouvelles informations devraient être fournies par le truchement de la mise à jour du registre ou de la transmission d'un courriel à tous les destinataires du présent courriel.
- Si les informations supplémentaires exigées sont classées « PROTÉGÉ B », veuillez les transmettre par courriel chiffré à tous les destinataires du présent courriel.
- Les employés du Centre des opérations frontalières sont disposés à répondre à vos questions concernant la communication d'informations. Composez le 613-960-6001 pour un service en anglais ou le 613 960 6002 pour un service en français.

Significant Event Notification: Prairie Region Notification to BOC

If you are experiencing trouble with the PDF, please use the mobile significant event template.

Regional Contact Information

From (Firstname,Lastname): @cbsa-asfc.gc.ca

Sender's Title:

Contact #:

Region and Office Location Affected:

Area Affected	
Choose...	
Port/Office:	<input type="text" value="7012"/>
Date of event:	<input type="text" value="February 18, 2015"/> (Please specify time zone in details)
Time of event:	<input type="text" value="1445 MST"/> (Please specify time zone in details)
{New} Sensitivity: <input type="checkbox"/> (Click, use box if the event contains sensitive info that is not to be shared further)	
Event Reported via Telephone?	<input type="text" value="No"/>
BOC Officer:	<input type="text"/>

Event Type (Check all that apply)

Operations:

☐ Border wait times 60 minutes and greater

Time delay Started:	<input type="text"/>
Status of delay:	<input type="text" value="Choose..."/>
Time Delay Ended:	<input type="text"/>
How many lanes open:	<input type="text"/>
How many lanes available:	<input type="text"/>

(If a commercial delay we will require the commercial lane info as well)

Details as to the cause of the delay

(should include reasons as included in action plan ex:
number of staff called in sick, influx of traffic caused by...)

Action taken to mitigate the delay (ex: hold over, staff on OT etc.)

- ☐ Events that may cause border closures/delays in either direction
- ☐ Events causing significant impact to transportation modes
- ☐ Natural disasters: earthquakes; floods; significant storms
- ☐ Use of Force incidents causing serious injury or death
- ☐ A firearm is drawn under any circumstance (not to include training, inspection, loading or unloading)
- ☐ Incident involving firearm(s) discharge (unintentional or otherwise)
- ☐ Significant staff relations issues/ labor action concern
- ☐ Facility evacuations
- ☐ Flight diversions or emergency landings
- ☐ Irregular arrivals with extraordinary circumstances, or mass arrivals
- ☒ **Significant seizure [includes any seizures that could result in prosecution eg. handgun(s), child porn, narcotics, etc]**

Significant Seizure

Type of items seized:	<input type="text" value="Stun Guns"/>
Quantity of items seized:	<input type="text" value="100"/>
Aproximate dollar value:	<input type="text" value="2818 CDN"/>
Contact person:	<input type="text" value="Kellie Mackenzie"/>

Media Implications:

- ☐ Event involving a prominent individual/delegate that may attract media interest
(A prominent individual with complications on clearing CBSA, with an enforcement action, a seizure, removal, detention, allowed to leave)
- ☐ Incidents that may result in serious complaint/media interest
- ☐ CBSA activity or event that may cause or is causing media attention
- ☐ Press releases that refer to or impact upon CBSA activities

IT Issues:

- ☐ Technical problems/unscheduled system outages
- ☐ Communications problems with phones, cell phones, faxes; radios

Public Safety/Heath Issues:

- ☐ Threats/incidents related to public health
- ☐ Threats/incidents related to food supply chain or agriculture
- ☐ Threats/incidents related to Canada's safety and security
- ☐ Threats/incidents involving CBRNE
- ☐ Member of the public is seriously injured at POE
- ☐ Any incident involving death
- ☐ National Security concerns onboard a flight with links to Canada
- ☐ Flight diversions due to health and safety or National Security concerns

Security:

- ☐ CBSA employee harmed, injured or assaulted
- ☐ Threat to CBSA employee
- ☐ Damage to physical CBSA assets or infrastructure (i.e. fire; theft; power outage; significant damage to premises)
- ☐ Threat to physical CBSA assets or infrastructure
- ☐ CBSA information leaked to media or public

Other:

- ☐ Other:

Summary

When reporting the incident be sure to provide the following information:

- name of local contact and phone number where they can be reached
- nature of event (what, when, where, why if known)
- operational impacts (open, closed, reduced capacity, etc.)
- status of CBSA systems (computers, phones, fax, IPIL, ICES, etc.)
- anticipated duration if known
- impacts on business lines (wait times, diversions, restricted access)
- contingency plans/notes

Calgary Commercial Operations conducted an examination on a FED Ex shipment declared as flashlights, valued at 2818 CDN. Upon examination the BSO found 100 stungun flashlights. Shipment has been reported to Investigations, Calgary.

Next Steps: (Include time line for follow up reports, actions BOC is taking with regards to event)

Seizure and ORS Reports to be completed.

**Please select the impacted District/Division below for notification purposes.
Please note: RDG, all regional Directors, Emergency Management, Security and Communications automatically receive this message.**

- ☐ Central Alberta
- ☐ Southern Alberta and Southern Saskatchewan
- ☐ Central Manitoba, Central Saskatchewan and Northwest Territories
- ☐ Southern Manitoba
- ☐ Corporate and Program Services
- ☐ Enforcement and Intelligence Operations
- ☐ Trade Operations

Welsh, Cassandra

From: Larocque, Tim on behalf of CBSA-ASFC_BOC-WRC_Supervisors-Superviseurs_COF-CCM
Sent: February 19, 2015 11:16 PM
To: CBSA-ASFC_Border Operations Centre-Centre des Opérations Frontalières
Subject: FW: SEN 7012 February 18, 2015 1445 MST Off
Attachments: sigevent_reg_eng.pdf

Categories: FJL122

Could we add this to CBSA Today please. 100 stun guns seems significant

thanks

-----Original Message-----

From: CBSA-ASFC_Border Operations Centre-Centre des Opérations Frontalières
Sent: February 19, 2015 1:37 PM
To: CBSA-ASFC_BOC-WRC_Supervisors-Superviseurs_COF-CCM
Subject: FW: SEN 7012 February 18, 2015 1445 MST Off

From: MacKenzie, Kellie
Sent: February-19-15 01:35:46 PM (UTC-05:00) Eastern Time (US & Canada)
To: CBSA-ASFC_Border Operations Centre-Centre des Opérations Frontalières; ROC-COR Prairies, Regional Operations Centre-Centre d'operations regionales; Scoville, Kim; Patten, Brent; Grant, Maryon; Cuzzetto, Richard; Wozny, Brad; PRA-CBSA-Region, Communications; Michael, Connie; Patel, Nina; Hewson, Kevin; Shoobert, Mike; Bremault, Yvonne; Laurencelle-Peace, Lisa; Woods, Dorothy; Skappak, Mike; Axten, Bill; Klatt, Andrew; Clark, Jim; PRA-CBSA-Region, SECMGR; Hawkins, Keren; PRA-PRA_RDG-DRG_ExcManager
Cc: MacKenzie, Kellie; PRA-Dist_CBSA-ASFC_CAD_Management_Team; Axten, Bill; Klatt, Andrew; O'Bertos, Lyle; Ho, Fanny; Tisdale, Doug; Johns, Alan; Wilmot, Karen; Mcknight, Tammy; Davidson, Dan; Cobb, Michael; Scott, Michael T; Huntley, Alana; Kapiczowski, Mark; Cesonis, Debbie; Scott, Michael T; Case-Management, CBSA-NHQ; Millson, Olivia; Martin, Geoffrey; Davidson, Dan
Subject: SEN 7012 February 18, 2015 1445 MST Off

Significant Event Notification

Sender: kellie.mackenzie
Sender's Title: Superintendent
Contact #: 403-292-4174

Area Affected:
Port/Office: 7012

Date of event: February 18, 2015
Time of event: 1445 MST

Event Reported to BOC via Telephone?: No
BOC Officer:

Incident Event Type:

Significant seizure

Item seized: Stun Guns
Quantity: 100
Value: 2818 CDN
Contact person: Kellie MacKenzie

Description: Calgary Commercial Operations conducted an examination on a FED Ex shipment declared as flashlights, valued at 2818 CDN. Upon examination the BSO found 100 stungun flashlights. Shipment has been reported to Investigations, Calgary.

Next Steps: Seizure and ORS Reports to be completed.

Director – IT Service Management and Production Assurance / Enterprise Services Directorate /
Information, Science and Technology Branch
Canada Border Services Agency / Government of Canada
carol.banks@cbsa-asfc.gc.ca / Telephone 343-291-5967 / Cellular 613-897-8025

Directrice de la gestion des services de TI et de l'assurance de la production / Direction des services
à l'entreprise / Direction générale de l'information, des sciences et de la technologie
Agence des services frontaliers du Canada / Gouvernement du Canada
carol.banks@cbsa-asfc.gc.ca / Téléphone 343-291-5967 / Cellulaire 613-897-8025

From: CBSA-ASFC_BOC-WRC_Supervisors-Superviseurs_COF-CCM
Sent: July 19, 2016 7:47 AM
To: CBSA Today DRAFT / ASFC Auj ÉBAUCHE
Cc: CBSA-ASFC_BOC-WRC_Supervisors-Superviseurs_COF-CCM
Subject: Advance copy of CBSA Today July 19, 2016

Hot Issues: N/A

Ongoing Issues:

Roundtable: N/A

CBSA Today ASFC Aujourd'hui
July 19, 2016 Le 19 juillet 2016

TABLE OF CONTENTS | TABLE DES MATIÈRES

<u>SIGNIFICANT SEIZURES SAISIES IMPORTANTES</u>
<u>INTELLIGENCE OPERATIONS OPÉRATIONS AU RENSEIGNEMENT</u>
<u>CRIMINAL INVESTIGATIONS OPERATIONS OPÉRATIONS DES ENQUÊTES CRIMINELLES</u>
<u>INLAND ENFORCEMENT OPERATIONS OPÉRATIONS DE L'EXÉCUTION DE LA LOI DANS LES BUREAUX INTÉRIEURS</u>
<u>PORT-OF-ENTRY AU POINT D'ENTRÉE</u>
<u>BORDER WAIT TIMES 60 MINUTES OR GREATER TEMPS D'ATTENTE À LA FRONTIÈRE DE 60 MINUTES OU PLUS</u>
<u>INTERNATIONAL REGION RÉGION INTERNATIONALE</u>
<u>COMMERCIAL & TRADE OPERATIONS OPÉRATIONS COMMERCIALES ET LIÉES AUX ÉCHANGES COMMERCIAUX</u>
<u>INFRASTRUCTURE AND FACILITIES INFRASTRUCTURE ET INSTALLATIONS</u>
<u>INFORMATION TECHNOLOGY TECHNOLOGIE DE L'INFORMATION</u>
<u>NEXT 72 PROCHAINES 72 HEURES</u>
<u>COMMUNICATIONS SNAPSHOT APERÇU DES ACTIVITÉS DE COMMUNICATION</u>

[Back/Retour](#)

SIGNIFICANT SEIZURES | SAISIES IMPORTANTES

Edmonton International Airport Commercial; Prairie Region; Stungun flashlight devices

On July 18, 2016, officers examined a shipment declared as flashlights, arriving from Hong Kong. Upon examination of the goods, officers found 12 various flashlight/stun gun devices. The devices were held on a BSF241 as prohibited devices and referred to local investigations.

Vancouver International Airport; Pacific Region; Level IV Currency Seizure

On July 18, 2016 Roving Team Officers roved a single Canadian male traveler departing to Hong Kong. The currency legislation was explained in full and the subject stated he was below the reporting threshold. Subject was selected for verification and was subsequently found to be in possession of more than the reportable threshold. During the examination,



The enforcement actions identified below were recorded in ICES during the reporting period:

Number of seizures	
Value for duty	
Terms of release	
Arrest warrant	
Smuggling	
Impaired Driving	
Total	

[Back/Retour](#)

INTELLIGENCE OPERATIONS | OPÉRATIONS AU RENSEIGNEMENT

[Back/Retour](#)

CRIMINAL INVESTIGATIONS OPERATIONS | OPÉRATIONS DES ENQUÊTES CRIMINELLES

[Back/Retour](#)

From: CBSA-ASFC_Border Operations Centre-C
Sent: August 31, 2015 08:30 AM
To:
Cc: CBSA-ASFC_Border Operations Centre-C
Subject:

CBSA Today | ASFC Aujourd'hui

August 31, 2015 | Le 31 août, 2015

TABLE OF CONTENTS | TABLE DES MATIÈRES

[SIGNIFICANT SEIZURES | SAISIES IMPORTANTES](#)

[CRIMINAL INVESTIGATIONS OPERATIONS | OPÉRATIONS DES ENQUÊTES CRIMINELLES](#)

[INLAND ENFORCEMENT OPERATIONS | OPÉRATIONS DE L'EXÉCUTION DE LA LOI DANS LES BUREAUX INTÉRIEURS](#)

[PORT-OF-ENTRY | AU POINT D'ENTRÉE](#)

[BORDER WAIT TIMES 60 MINUTES OR GREATER | TEMPS D'ATTENTE À LA FRONTIÈRE DE 60 MINUTES OU PLUS](#)

[COMMERCIAL & TRADE OPERATIONS | OPÉRATIONS COMMERCIALES ET LIÉES AUX ÉCHANGES COMMERCIAUX](#)

[INFRASTRUCTURE AND FACILITIES | INFRASTRUCTURE ET INSTALLATIONS](#)

[INFORMATION TECHNOLOGY | TECHNOLOGIE DE L'INFORMATION](#)

[ISSUES MANAGEMENT | GESTION DES QUESTIONS](#)

[COMMUNICATIONS SNAPSHOT | APERÇU DES ACTIVITÉS DE COMMUNICATION](#)

[DUTY EXECUTIVES | CADRES SUPÉRIEURS](#)

[Back/Retour](#)

SIGNIFICANT SEIZURES | SAISIES IMPORTANTES

Vancouver International Airport; Pacific Region; Currency Seizure

On August 28, 2015, at approximately 0510 PT, a subject arriving from Shanghai was referred for secondary examination. During the course of the secondary examination, the subject was found to be in possession of a significant amount of unreported currency. The currency was concealed in bundles within the lining of the subjects suitcases, concealed within contents, as was well as concealed within a pair of rubber boots. The subject is a frequent traveller that has in the past been compliant with reporting currency exceeding \$10,000. When asked why he failed to declare the currency in this instance, subject stated that it was very complicated further adding that in China a lot of business is done under the table. A level 4 currency seizure for Non-Report was applied. A total of CAD equivalent value was seized as suspected proceeds of crime with no terms of release (ICES)

North Portal; Prairie Region; Firearm Seizure

On August 29, 2015, at 1915 CT, a US citizen, enroute to Alaska with his family due to military relocation, failed to properly declare two handguns and was placed under arrest. At primary, subject declared one long gun as well as one

Total	
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CRIMINAL INVESTIGATIONS OPERATIONS | OPÉRATIONS DES ENQUÊTES CRIMINELLES

Criminal Investigations Section; Pacific Region; Conviction for Unlawful Importation of Stun Guns

On August 26, 2015, in Vancouver Provincial Court, a Maple Ridge man, Mr. Jonathan Alexander MacWillie, was sentenced to a fine of \$2,500, 1 year probation and 40 hours of community service for acquiring goods illegally imported, contrary to section 155 of the Customs Act. MacWillie had previously pleaded guilty to the offence. The charges stem from referrals from the Vancouver International Mail Centre (VIMC). On November 24, 2011, a package was seized addressed to the subject which contained ten stun guns.

stun guns.

[Back/Retour](#)

INLAND ENFORCEMENT OPERATIONS | OPÉRATIONS DE L'EXÉCUTION DE LA LOI DANS LES BUREAUX INTÉRIEURS

Totals by Region				
Non-Criminal Unescorted				
Non-Criminal Escorted				
Criminal Unescorted				
Criminal Escorted				
Atlantic				
Quebec				
NOR				
GTAR				
SOR				
Prairie				
Pacific				
Totals				

Information regarding scheduled removals is for the period between August 31 and September 6.

[Back/Retour](#)

PORT-OF-ENTRY | AU POINT D'ENTRÉE

Prince Rupert; Pacific Region; MV COSCO Indonesia arrival

On August 28, 2015, at 0615 PT, the MV COSCO Indonesia came alongside at the Fairview Terminal in Prince Rupert. No issues were identified either prior to or upon arrival with the crew, cargo or vessel. The ship's agent, who was in contact with the ship's Captain daily during the voyage over, stated the Captain confirmed no issues with his crew, the vessel or cargo on board. Prior to arrival in Canada, this vessel was identified as being in the port and taking on cargo in Tianjin during the timeframe that the explosions occurred in that city. No risks have been identified and the usual CBSA processes will be undertaken to clear cargo. Offloading of the MV COSCO Indonesia commenced at 0815 PT. On August 29, 2015, at 2230 PT, the MV COSCO Indonesia completed discharge and reloading and departed from the dock at Fairview Terminal.

Windsor Airport; SOR; Temporary reallocation of personnel to Windsor-Detroit Tunnel

On August 29, 2015, at 0800 ET, until August 31, 2015, BSOs at the airport operations at the Windsor Airport were reallocated to the [Windsor-Detroit Tunnel](#). The reallocation was due to high volumes of traffic and the exhaustion of the OT list at the Tunnel. Personnel were unavailable from the Ambassador Bridge.

Toronto Pearson International Airport - Terminal 1; GTA Region; Project Mustard

Carmichael, Tim

From: Carmichael, Tim
Sent: February 12, 2015 02:05 PM
To: Smallwood, Nathan
Cc: Walsh, Stephanie-CBSA
Subject: Blow Gun

Tracking:	Recipient	Read
	Smallwood, Nathan	Read: 2015-02-12 02:47 PM
	Walsh, Stephanie-CBSA	

Hello Nathan,

As per our conversation this AM. Nowhere in the *Regulations Prescribing Certain Firearms and other Weapons, Components and Parts of Weapons, Accessories, Cartridge Magazines, Ammunition and Projectiles as Prohibited or Restricted* or D19-13-2 Importing and Exporting Firearms, Weapons and Devices are there size specifications when determining the importation of blow guns.

From the *Regulations Prescribing Certain Firearms and other Weapons, Components and Parts of Weapons, Accessories, Cartridge Magazines, Ammunition and Projectiles as Prohibited or Restricted*:

Former Prohibited Weapons Order, No. 6

- **12.** The device commonly known as "Yaqua Blowgun", being a tube or pipe designed for the purpose of shooting arrows or darts by the breath, and any similar device.

From D19-13-2 Importing and Exporting Firearms, Weapons and Devices:

Blowgun (Yaqua Blowgun)

39. The device commonly known as "Yaqua Blowgun", being a tube or pipe designed for the purpose of shooting arrows or darts by the breath, and any similar device. Blowguns are hollow tubes typically made of wood or plastic with an opening at each end. Darts or arrows are placed in one end, and forced out the other end using the force of the operator's breath. The darts used may be made of metal, plastic or wood, and can occasionally be made with poison tips.

There are size specifications for other weapons such as cross bows, stun guns or other types of electric-shock devices and devices shorter than 30cm with concealed knife blade (innocuous objects).

There are also Canadian International Trade Tribunal decisions that uphold the prohibited status of blow guns and size is not a factor in the decisions.

Please feel free to contact me if you have further questions.

Thank you,

Tim

Tim Carmichael

Senior Program Officer /

Other Government Departments Programs Unit

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Tél. : 613-954-6933 / ATS : 866-335-3237

Carmichael, Tim

From: Carmichael, Tim
Sent: November 24, 2015 03:09 PM
To: Kumar, Mande
Subject: Taser vs. Stun gun

Tracking:	Recipient	Read
	Kumar, Mande	Read: 2015-12-01 04:52 PM

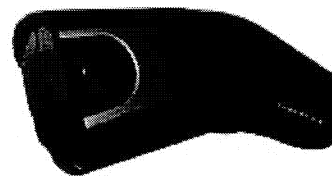
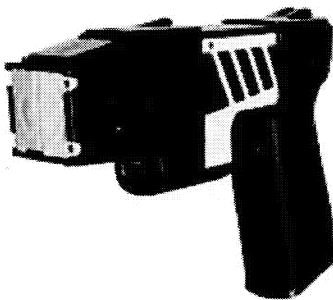
Hello Mande,

There is confusion over tasers vs stun guns. As per the *Regulations Prescribing Certain Firearms and Other Weapons, Components and Parts of Weapons, Accessories, Cartridge Magazines, Ammunition and Projectiles as Prohibited, Restricted or Non-Restricted*, a taser device is a prohibited firearm:

PART I PROHIBITED FIREARMS

Former Prohibited Weapons Order, No. 3

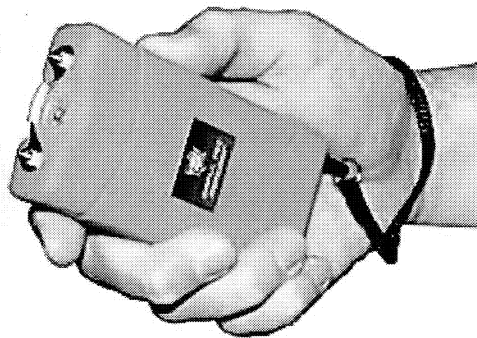
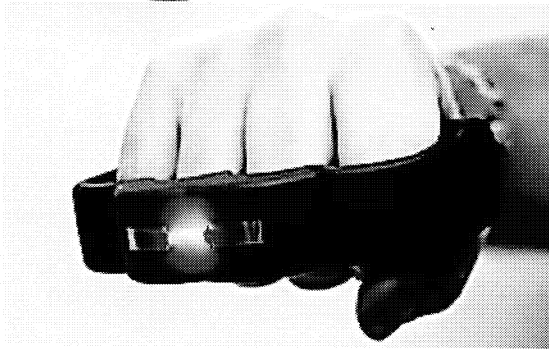
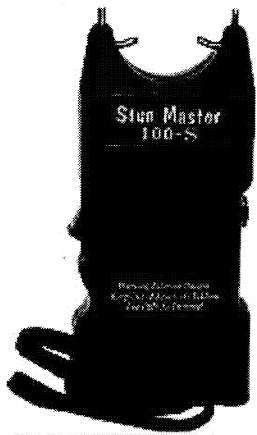
- 1. Any firearm capable of discharging a dart or other object carrying an electrical current or substance, including the firearm of the design commonly known as the Taser Public Defender and any variant or modified version of it.



A stun gun is a prohibited weapon:

Former Prohibited Weapons Order, No. 3

- 6. Any device that is designed to be capable of injuring, immobilizing or incapacitating a person or an animal by discharging an electrical charge produced by means of the amplification or accumulation of the electrical current generated by a battery, where the device is designed or altered so that the electrical charge may be discharged when the device is of a length of less than 480 mm, and any similar device.



As an aside, you really need to get access to the internet sites such as Youtube and the weapons sites. We asked for audio/video clips, illegal/questionable, media sharing, radio/audio streams and weapons. I highly recommend this access as it is invaluable for researching various firearms and weapons.

Tim

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Tél. : 613-954-6933 / ATS : 866-335-3237

Carmichael, Tim

From: Kumar, Mande
Sent: January 13, 2016 04:48 PM
To: Ward, Sean; Bonnett, Glenn; Baird, Trevor; Lee, DavidK; Hryciuk, Mike; Kooner, Binder; Leger, Jacques; Bubas, Dan; Collins, Derek; Pitura, Bernie; Redmond, Linell; Carmichael, Tim; Charlton, Kevin; Coelho, Rahul; Goodman, Nicole; Black, Lorne; Profili, Alan; Moghimi, Laura
Cc: Krilow, Anthony; Holtan, Deborah; Lane, Robyn; Lee, ChristinaW; Valentine, Brad; Clark, Dan
Subject: Stun gun/walking stick

Good afternoon everyone,

This email is to inform you of a new product on the market that a few officers have brought to our attention- a hiking/walking stick that doubles as a stun-gun. It is not a prohibited weapon (given its length is over 480mm), and this email is simply being sent to enhance awareness of this product. Please forward as you see fit.

Research started when an officer inquired about admissibility of a Stun Gun/Walking stick (personal security product) that discharges a 950,000V charge to keep animals at bay.

Please check out the following link for product details:

<http://indefinitelywild.gizmodo.com/keep-dangerous-animals-at-bay-with-this-950-000-volt-hi-1617698059>

<http://www.basspro.com/Personal-Security-Products-Hike-n-Strike-950000-Volt-Stun-Gun-Hiking-Stick/product/1502161633/>

Paragraph 30, D 19-13-2 relates to stun guns and other type of electric shock devices and it clarifies that such devices are prohibited only if they are LESS THAN 480mm in length, therefore making this 56 inches long walking stick (over 1400 mm) not prohibited.

D19-13-2

Device with incapacitating electric charge shorter than 480 mm

Para 30. This category includes any device that is designed to be capable of injuring, immobilizing or incapacitating a person or an animal by discharging an electrical charge produced by means of the amplification or accumulation of the electrical current generated by a battery, where the device is designed or altered so that the electrical charge may be discharged when the device is of a length of less than 480 mm, and any similar device. Examples of these are stun guns or other types of electric-shock devices.

BSOs can contact me directly with a cc to their superintendents, if they have any questions related to firearms.

Thank you,
Mande Kumar
Regional Program Officer, Operations Branch

Canada Border Services Agency / Government of Canada

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Carmichael, Tim

From: Anderson, JeremyC
Sent: September 18, 2015 01:39 PM
To: Carmichael, Tim
Subject: Definition of "Incapacitate"

Follow Up Flag: Follow up
Flag Status: Completed

Hi Tim,

Can you tell me if there has ever been an official definition made of the word incapacitate as it relates to stun guns and/or pepper spray.

Eg. a practical joke stun pen causes an annoying shock, an electric cigarette lighter can cause painful electrical burns but at what point is the shock sufficient to be considered incapacitating and therefore prohibited as a stun gun?

Thanks,

19858 (J.C. Anderson)

Senior Officer Trade Compliance, Operations Branch (PIU)
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